

denied, Defendant's request to file an untimely dispositive motion based on new affirmative defenses and/or the doctrine of res judicata must also be denied.

Accordingly,

- The Court **ACCEPTS** and **ADOPTS** Magistrate Judge Carter's findings of fact, conclusions of law, and recommendations pursuant to § 636(b)(1) and Rule 72(b);
- Defendant's Motion for Leave to File Amended Answer, for Leave to File Dispositive Motion, and to Stay (Doc. 31) is hereby **DENIED**.
- As noted in the Court's April 10, 2014 Order (Doc. 43), the Court will reset this matter for a bench trial, if necessary, after the resolution of Defendant's pending Motion for Summary Judgment (Doc. 22).

SO ORDERED this 13th day of May, 2014.

/s/ Harry S. Mattice, Jr.
HARRY S. MATTICE, JR.
UNITED STATES DISTRICT JUDGE